Forest Land- Gadchiroli

Diversion of 1.2729 ha. Forest Land under Forest (Conservation) Act, 1980 in favour of M/s Bharti Airtel Ltd., Pune for laying of underground Optical Fiber Cable along the Road in RoW of SH-382, ODR-65, ODR-21 and VR-125 from Arenda to Pirimili to Yerminar route in Aheri Tehsil of Dist. Gadchiroli in the State of Maharashtra.

Government of Maharashtra
Revenue and Forest Department
Government Order No.: FLD-36A23/C.R.115/F-10
Mantralaya, Mumbai-400 032
Date:- 19.05.2023

Reference:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur Letter No. Desk-17/Nodal/Gadchiroli/ID-420475/70/2023-24, Dated 06/04/2023.

Preamble:-

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur has submitted a proposal for diversion of 1.2729 ha. Forest land for laying of underground Optical Fiber Cable along the Road in RoW of SH-382, ODR-65, ODR-21 and VR-125 from Arenda to Pirimili to Yerminar route in Aheri Tehsil of Dist. Gadchiroli in the State of Maharashtra.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of FCA Guidelines-2019, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant 'In-Principle' approval to the diversion of 1.2729 ha. Forest Land under section-2 of the Forest (Conservation) Act, 1980 for laying of underground Optical Fiber Cable along the Road in RoW of SH-382, ODR-65, ODR-21 and VR-125 from Arenda to Pirimili to Yerminar route in Aheri Tehsil of Dist. Gadchiroli in the State of Maharashtra.

The details of Forest Land proposed for diversion are as under:-

Sr. No.	Beat	Village Name	New Comp. No.	Survey No. / Gut No.	Forest Area			Legal status
					L. in Mtr.	W. in Mtr.	Area in Ha.	
1	Arenda	Arenda	703	2/1/1	1840	0.45	0.0828	RF
2	Pirmili	Pirmili	1354	112	950	0.45	0.0428	PF
3	Choudamapalli	Pirmili	697	75, 97	1654	0.45	0.0744	PF
4	Palle	Palle S	713, 719, 718	47	5541	0.45	0.2493	RF
5	Yeramnar	Yeramnar	725	238	660	0.45	0.0297	RF
6	kurumpalli	Yeramnar	125	-	1221	0.45	0.0549	RF
7	kurumpalli	Rapelli	1595	25	3045	0.45	0.1370	RF

8	kurumpalli	Rapelli	1596	93	630	0.45	0.0284	RF
9	kurumpalli	kurumpalli	745	322, 341	1237	0.45	0.0557	RF
10	Pirmili	Pirmili	1354	112	166	0.45	0.0075	PF
11	Chaudampalli	Chaudampalli	708, 709	45	2750	0.45	0.1238	RF
12	Yerminar	Yerminar	726	146	910	0.45	0.0410	RF
13	Yerminar	Yerminar	1401, 1407	114, 103, 74, 46,	2472	0.45	0.1112	PF
14	Yerminar	Yerminar	728 B	46	2873	0.45	0.1293	PF
15	Gurja Kh.	Gurja Kh.	737	33	108	0.45	0.0049	RF
16	Yerminar	Yerminar	728 B, 1401	74	1240	0.45	0.0558	RF
17	Gurja Kh	Yerminar	736	-	990	0.45	0.0446	RF
	Total						**1.2729**	

2. **This 'In-principle' approval is issued subject to the following conditions:-**

1) The legal status of the land shall remain unchanged.
2) User Agency shall submit the Record of Rights of proposed land at village- Yerminar (New Comp. No. 125 & 736), along with Stage-I compliance.
3) The concerned Deputy Conservator of Forests shall ensure legal status of proposed Forest land, before granting working permission.
4) Concerned Deputy Conservator of Forests shall ensure that the proposed area is not a part of Wildlife / Tiger Corridor, before granting working permission.
5) User Agency shall defray the cost of plantation (including ten years maintenance) of 100 trees shall be levied from the User Agency towards Compensatory Afforestation. As far as possible, a mixture of local indigenous species along with 10% RET species of Gadchiroli District shall be planted and monoculture of any species may be avoided. Details of land proposed for Plantation (Record of Rights & KML File), shall be submitted before Stage-II/Final approval.
6) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2.00 meters depth & 0.45 meter width with cable line under the OFC pipeline.
7) If User Agency has not submitted bank guarantee or paid security deposit with concern road authority (NHAI/MSRDC/PWD/ZP), the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.
8) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running

meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future.

9) For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.

10) The forest land shall not be used for any purpose other than specified in the proposal.

11) No felling of trees shall be done during the implementation of project.

12) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.

13) The User Agency shall pay the cost of additional Net Present Value, if required in future.

14) No labour camp shall be established on the forest land.

15) Underground Optical Fiber Cable can be laid only outside the confines of the Protected Areas.

16) After completion of the project, User Agency will reclaim the area under RoW suitably.

17) The Proposed work shall be carried out only during day time.

18) The User Agency after implementation of the project shall provide an internet broadband connection of 100 Mbps speed free of cost for the Allapalli Forest Division Office.

19) The layout plan of the proposal shall not be changed without prior approval of the State Government.

20) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned PWD authorities for the project.

21) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.

22) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.

23) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.

24) All the conditions stipulated by the Forest Department shall be binding on User Agency.

25) The User Agency shall make good of any loss to Forest / Environment.

26) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by User Agency.

27) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

3. This Government Order is available at the Government of Maharashtra's website www.maharashtra.gov.in with reference No. 202305191813471919. This Order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

GANESH TUKARAM JADHAO

Digitally signed by GANESH TUKARAM JADHAO
DN: c=IN, o=GOVERNMENT OF MAHARASHTRA, ou=REVENUE AND FOREST DEPARTMENT, postalCode=400032, st=Maharashtra, 2.5.4.20=0078f58512d3ac01315bbbfa4b473ed7729dd2d31644106e2966ab9ee6e92d7d, pseudonym=9511E397949CD516110AD2C5719C064356E8E6EF, serialNumber=6FEEDE606678D569A76B842319BD1C2969AA85BBA5CDCCEE147249F17965E8BB, cn=GANESH TUKARAM JADHAO
Date: 2023.05.19 18:13:59 +05'30'

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

Copy to:-

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
3. Principal Chief Conservator of Forests (Head of Forest Force), Maharashtra State, Nagpur.
4. Additional Principal Chief Conservator of Forests & Nodal Officer, M.S., Nagpur
5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), M.S., Nagpur
6. Additional Principal Chief Conservator of Forests (Conservation), M.S., Nagpur
7. Collector, Gadchiroli.
8. Chief Executive Officer, Zilha Parishad, Gadchiroli.
9. Chief Conservator of Forests (T), Gadchiroli.
10. Deputy Conservator of Forests, Allapalli.
11. M/s. Bharti Airtel Ltd., Pune.
12. Select File (F-10).